

8 December 1954

MEMORANDUM FOR: Deputy Director (Administration)

ATTENTION : [REDACTED] 25X1A9a

SUBJECT : Hardship Claim - [REDACTED] 25X1A9a

REFERENCE : Memorandum from Chief of Administration, DD/P,  
dated 29 November 1954, with attachments

25X1A 1. You have requested our comments on the recommendation set forth in the reference to the effect that the authority contained in [REDACTED] be used to reimburse the subject-named individual for the difference between the quarters allowance received and the amount expended for rent during the period October 1952 to February 1954.

25X1A6a 2. The facts submitted indicate that when assigned to [REDACTED] as an administrative assistant with an ostensibly- [REDACTED] 25X1C4d  
25X1A9a under Project [REDACTED], [REDACTED], a GS-5 staff agent, took over an  
25X1A2d1 apartment previously occupied by a GS-9; that while the quarters allowance of a GS-9 had been adequate to defray rental costs that of a GS-5 was not, with the result that during the period above indicated the subject expended \$199.11 for rent over and above her quarters allowance. It is alleged that  
25X1A9a [REDACTED] took the apartment because of the extremely difficult local housing situation, its proximate location to her office and the necessity of her maintaining quarters in accordance with [REDACTED] 25X1C

25X1A 3. Agency [REDACTED], vests in the Deputy Director (Administration) the authority to take final action in matters arising out of this Agency's unusual functions and involving the expenditure of confidential funds provided that the expenditure does not exceed \$2,500. In defining "unusual functions" the regulation specifically indicates that the term is intended to distinguish the extraordinary problems confronting CIA from the normal administrative and operating problems which face the ordinary government agency. Thus, it remains for determination whether the proposed expenditure here may properly be attributable to the performance of this Agency's unusual functions.

25X1A 4. We do not believe that the allegation regarding the local housing situation or the increased efficiency gained by the apartment's location can be deemed to constitute a basis for invoking the authority contained in [REDACTED] 25X1A  
[REDACTED] We would suppose that, to a greater or lesser extent, they are indicative of problems indistinguishable from those confronting any government employee on a foreign assignment. We feel otherwise, however, with re-

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spect to the representation alluding to [REDACTED] cover requirements. 25X1A9a  
It is our opinion that there would be no legal objection to making the  
reimbursement claimed provided that the cognizant operating official shall  
have determined that the occupancy of the quarters was necessary in the  
interest of cover. But should the facts not warrant such a determination  
being made, we would have no alternative but to advise that in our opinion  
this claim may not legally be considered to be within the purview of [REDACTED]  
[REDACTED]

25X1A

25X1A

5. The papers are returned.

25X1A9a

[REDACTED]  
Office of General Counsel

OGC:RJB:ss

Distribution

Orig. - Addressee

Subject ✓

Signer

Chrono

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